

# **CITY UTILITIES COMMITTEE**

## **MINUTES**

**JUNE 26, 2012**

**9:30 A.M.**

The regularly scheduled meeting of the City Utilities Committee held on **Tuesday, June 26, 2012 at 9:46 a.m., in Committee Room #2.** The following members were present:

**The Honorable Natalyn M. Archibong, Chair**  
**The Honorable Aaron Watson, Vice Chair**  
**The Honorable C. T. Martin**  
**The Honorable Yolanda Adrean**  
**The Honorable Carla Smith**  
**The Honorable H. Lamar Willis**

Others present at the meeting were: Michael Patrick McShane, Renee Sheperd, Marc Goncher and Roger Bhandari, Law Department; Commissioner Jo Ann J. Macrina, Deputy Commissioners Eric Glover and Margeret Tanner, M. Theresa Stewart, Department of Watershed Management; Office of the Mayor; members of the public, press and Council Staff.

Chairperson Archibong called the meeting to order at 9:46 a.m. after declaring a quorum present. She then proceeded with the following order of business.

**A. ADOPTION OF AGENDA - ADOPTED**

**B. APPROVAL OF MINUTES - APPROVED**

**CONSENT**

**C. ORDINANCES FOR FIRST READING**

12-O-0890 ( 1)     An Ordinance by City Utilities Committee authorizing the Chief Financial Officer to amend the FY 2013 (2004 Water and Wastewater Bond Fund 5058) Budget, in the amount of \$20,618,174.03); to transfer funds from Realigned, Postponed or Discontinued Projects to the Capital Projects Reserve for Appropriations; and for other purposes.

**TO BE REFERRED TO CITY UTILITIES COMMITTEE**

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**ORDINANCES FOR FIRST READING (CONT'D)**

- 12-O-0891 ( 2)     An Ordinance by City Utilities Committee authorizing the Chief Financial Officer to amend the FY 2013 (Water and Wastewater Renewal & Extension Fund 5052) Budget, in the amount of \$10,234,144.46); to transfer funds from Realigned, Postponed or Discontinued Projects to the Capital Projects Reserve for Appropriations; and for other purposes.

**TO BE REFERRED TO CITY UTILITIES COMMITTEE**

- 12-O-0892 ( 3)     An Ordinance by City Utilities Committee authorizing the Chief Financial Officer to amend the FY 2013 (2009A Water and Wastewater Bond 5066) Budget, in the amount of \$3,552,539.13); to transfer funds from Realigned, Postponed or Discontinued Projects to the Capital Projects Reserve for Appropriations; and for other purposes.

**TO BE REFERRED TO CITY UTILITIES COMMITTEE**

- 12-O-0893 ( 4)     An Ordinance by City Utilities Committee authorizing the Chief Financial Officer to amend the FY 2013 (2001 Water and Wastewater Bond Fund 5057) Budget, in the amount of \$2,461,158.26); to transfer funds from Realigned, Postponed or Discontinued Projects to the Capital Projects Reserve for Appropriations; and for other purposes.

**TO BE REFERRED TO CITY UTILITIES COMMITTEE**

**REGULAR**

**D.     COMMUNICATION**

- 12-C-0845 ( 1)     A Communication by Councilmember Michael J. Bond appointing **Mr. Tom Jung** to serve as a member of the Keep Atlanta Beautiful Commission. This appointment is for a term of two (2) years to begin on date of Council confirmation.

**(Councilmember Smith made a motion to approve)**

**FAVORABLE – REFERRED TO COMMITTEE ON COUNCIL**

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**PAPERS HELD IN COMMITTEE**

- 10-O-1058 ( 1)     An **Amended** Ordinance by City Utilities Committee to amend Chapter 154 (Utilities), Article III (Water), Division I (Generally) of the City of Atlanta, Code of Ordinances. for the Department of Watershed Management Bureau of Drinking Water to adjust Meter Hydrant Service and Installation Fees; and for other purposes. **(Amended and held 7/13/10) (Public Hearing held 9/21/10)**

**HELD**

- 10-O-1059 ( 2)     A **Substitute** Ordinance by City Utilities Committee to amend Section 173 (Charges for Sewers laid by Developer for Use of Development), Division 2 (Assessments), Chapter 154 (Utilities), Article IV (Sewer Construction and Assessments), of the City of Atlanta Code of Ordinances to increase certain fees and impose new fees for Pipe and Structural Inspection, Erosion Control and Construction Inspection, Site Plan Review, and other services; to create a new Section 318 (Application Fees), Article VII (Riparian Buffer Requirements) Chapter 74 (Environment), to impose a new fee for plan review related to Riparian Buffer authorized Encroachment Applications; to create a new Section 521 (Fees), Article X (Post Development Stormwater Management) Chapter 74 (Environment) to impose a new fee for Plan Review related to Post Development Stormwater Management; to create a new Section 208 (Fees), Article VI (Flood Area Regulations) Chapter 74 (Environment) to impose a new fee for plan review related to Flood Plain Management; to create a new Section 406 (Fees), Article VIII (Wetland Protection Regulations) Chapter 74 (Environment) to impose a new fee for plan review related to Wetlands Protection; and for other purposes. **(Held 6/29/10 for a Public Hearing) (Substituted and held 9/14/10) (Public Hearing held 9/21/10)**

**HELD**

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**PAPERS HELD IN COMMITTEE (CONT'D)**

- 10-O-1688 ( 3)      An Ordinance by Councilmembers Ivory L. Young, Jr. and Michael J. Bond, authorizing the Mayor or his designee to abandon the portion of James P. Brawley Drive, SW located between Beckwith and Martin Luther King, Jr. Drive, SW on the east and located between Mitchell Street, SW and Beckwith Street, SW on the west and being more specifically described in Exhibit "A" and more completely described in Exhibit "B" lying and being in Land Lot 109 of the 14<sup>th</sup> District, Fulton County, Georgia; to abandon the portion of Mitchell Street, SW between James P. Brawley Drive, SW and Paschal Boulevard, SW as marked on Exhibit "A" and more completely described in Exhibit "C"; to abandon Student Nonviolent Coordinating Committee ("SNCC") Way, SW between 399.76' south of Mitchell Street, SW and Beckwith Street, SW on the west side and between Mitchell Street, SW and Beckwith Street, SW on the west side as marked on Exhibit "A" and more completely described in Exhibit "D"; and for other purposes. **(To be advertised for a Public Hearing) (Held 9/14/10 for further discussions and a Public Hearing)**

**HELD**

- 11-O-0080 ( 4)      An Ordinance by Councilmember Kwanza Hall authorizing the Mayor or his designee to impose a Moratorium on street name changes for six (6) months; and for other purposes. **(Held 1/14/11 at the request of the author)**

**HELD**

- 11-R-0088 ( 5)      A Resolution by Councilmembers Michael J. Bond, H. Lamar Willis, Aaron Watson, Ivory L. Young, Jr. and Cleta Winslow authorizing the Mayor or his designee to enter into an agreement between the City of Atlanta and the Urban Villa Neighborhood Association allowing the installation of a neighborhood sign within a certain right-of-way; and for other purposes. **(Held 1/14/11 for further review)**

**HELD**

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**PAPERS HELD IN COMMITTEE (CONT'D)**

- 11-O-0108 ( 6)     An Ordinance by Councilmember Michael J. Bond to designate the intersection of Atlanta Student Boulevard, SW and Walnut Street, SW, Flipper Temple AME Square; and for other purposes. **(To be advertised for a Public Hearing)**  
**(Held 2/1/11 for further discussion)**

**HELD**

- 12-O-0357 ( 7)     An Ordinance by Councilmembers Joyce M. Sheperd and Felicia A. Moore to repeal Ordinances 02-O-0342, adopted by the Atlanta City Council on March 18, 2002 and approved on March 26, 2002, pertaining to the establishment of procedures for enforcing standards for collecting, handling, storing and disposing of scrap tires in the City of Atlanta, to introduce a revised scrap tires procedures and requirements ordinance, to be inserted into the City Code at Chapter 130 (Solid Waste Management), at Article II and Title "Scrap Tire Enforcement" beginning at currently Reserved Code Section 130-13 through 130-19; and for other purposes. **(Held 3/13/12 for further discussion)**

**HELD**

- 12-R-0376 ( 8)     A Resolution by City Utilities Committee authorizing the initiation of the process of renaming that portion of Greenbriar Parkway between Barge Road to the west and the intersection of Greenbriar Parkway and Continental Colony Parkway to the east to Tyler Perry Way by and through actions of the Commissioner of Department of Public Works or his designee; and for other purposes. **(Held 3/13/12 for further review)**

**HELD**

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**PAPERS HELD IN COMMITTEE (CONT'D)**

- 12-O-0391 ( 9)     A **Substitute** Ordinance by City Utilities Committee to fix a schedule for monthly water and sewer rates and charges for the City of Atlanta, Georgia, as authorized by Chapter 154, Article III, Division 3, Sections 154-111 and 154-112 (Water Rates and Charges) and Chapter 154, Article V, Division 3, Sections 154-276 and 154-227 (Sewer Rates and Charges) for the time period beginning July 1, 2012 and terminating June 30, 2016; to establish a formula for fixing rates after June 30, 2016, when not otherwise established by Atlanta City Council; and pursuant to Atlanta City Code Chapter 154, Article III, Division 3 (Rates, Charges and Related Matters), Sections 111 (Authority to Fix Water Rates) and 112 (Established) to set a separate rate for customers with meters or devices that have been granted exemptions from the sewer services charge pursuant to Atlanta City Code Chapter 154, Article V, Division 3 (Rates and Charges), Section 277, (Sewer Service Charge), Subsection (E), to encourage conservation of water resources; and for other purposes. **(Public Hearing held 5/1/12)**  
**(Councilmember Martin made a motion to approve on substitute)**

**FAVORABLE ON SUBSTITUTE**

- 12-O-0563 (10)     An Ordinance by City Utilities Committee to amend Article V of Chapter 154 of the Atlanta City Code entitled "Sewerage Disposal" (§154-196 et seq.); to address findings of a Pretreatment Compliance Audit conducted by the United States Environmental Protection Agency; and for other purposes. **(Held 5/15/12 for further review)**

**HELD**

- 12-O-0684 (11)     An Ordinance by Councilmembers Keisha Lance Bottoms, C. T. Martin and H. Lamar Willis authorizing the Mayor or his designee to **rename** Herring Road, SW in its entirety to Gerald L. Durley Drive, SW and to waive Sections 138-8(b)(4)(a) (Deposit) except the cost of advertisement and 138-8(c)(1)(Age Requirement); and for other purposes. **(Advertised for a Public Hearing 7/10/12) (Held 5/15/12 for a Public Hearing)**

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**PAPERS HELD IN COMMITTEE (CONT'D)**

- 12-R-0696 (12) A Resolution by Councilmember Natalyn M. Archibong **as substituted by City Utilities Committee** to authorize the Mayor or his designee to enter into a Consent Order with the Environmental Protection Division of the Department of Natural Resources of the State of Georgia and to authorize payment pursuant to the Consent Order in the amount of \$98,000.00 to resolve alleged violations of the Georgia Water Quality Control Act; and for other purposes.  
**(Councilmember Martin made a motion to approve on substitute)**

**FAVORABLE ON SUBSTITUTE**

- 12-R-0809 ( 13) A Resolution by City Utilities Committee authorizing the Mayor to execute Renewal No. 1 with Thorpe Building Services, Inc., for FC-4843, Annual Contract for Security Guard Services, on behalf of the Department of Watershed Management, in an amount not to exceed \$2,544,988.16; to amend the Scope of Services to Supplement Security Patrols; all contracted work shall be charged to and paid from Fund, Department Organization and Account Number listed; and for other purposes. **(Held 6/12/12 for further review) (6/26/12 Councilmember Smith a motion hold pending more information and an Executive Session)**

**HELD**

**E. REQUESTED ITEMS**

1. Councilmember Adrean requested metrics be developed to show compliance with safety procedures. (i.e. # of incidents, % of time in compliance) - Watershed
2. Councilmember Archibong made a request to start a Sidewalk Subcommittee and report back to the committee next meeting. (Councilmembers Archibong and Smith will co-chair the committee, Sally Flock, Brother Anthoney Muhammad and Ron Shakur volunteered.)
3. Councilmember Archibong requested that the staff schedule visits to all of the Department of Watershed facilities.

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**REQUESTED ITEMS (CONT'D)**

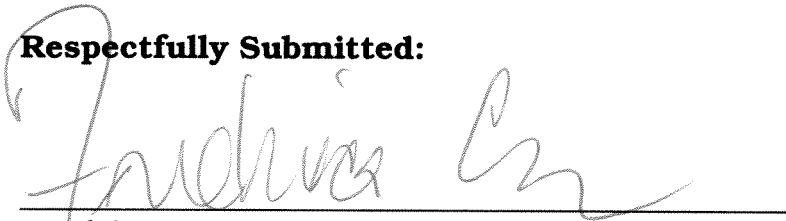
4. Councilmember Adrean requested a list of the infrastructure in need of repair and a 5 Year Financial Plan from the Department of Watershed Management.
5. Councilmember Watson requested the Department of Public Works give a report to the committee on the new Recycling Plan.
6. Councilmember Adrean requested a report on the Small Meter Audit. (findings, recommendations, cost, implementation phase, etc.)
7. Councilmember Watson requested the Department of Watershed Management to give a report on the partnership with the City of Atlanta and Service Line Warranties of America.
  - How many citizens has joined
  - How much revenue has been collected in total
  - How much has been paid out for claims
  - How many minority/majority firms
8. Councilmember Adrean requested the Department of Watershed Management to provide the dollar amount for the seven (7) incidents that occurred in 2012 on Department of Watershed properties.



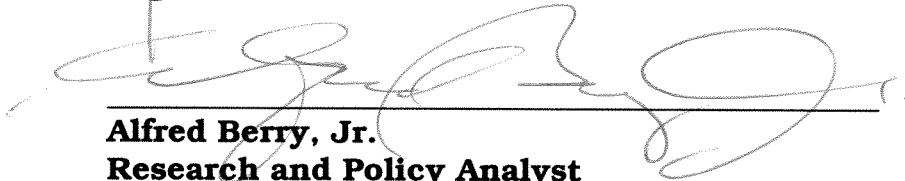
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**There being no further business to come before the Committee, the meeting adjourned at 10:59 a.m.**

**Respectfully Submitted:**



**Fredriecca Cooper**  
**Legislative Assistant**



**Alfred Berry, Jr.**  
**Research and Policy Analyst**



**The Honorable Natalyn M. Archibong, Chair**  
**City Utilities Committee**